

17224 U.S. PTO  
09/15/03

22386 U.S. PTO  
10/663078  
09/15/03

PTO/SB/13/PCT (08-03)  
Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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# REQUEST FOR FILING A CONTINUATION OR DIVISION OF AN INTERNATIONAL APPLICATION

DOCKET NUMBER	ANTICIPATION CLASSIFICATION OF THIS APPLICATION	PRIOR APPLICATION EXAMINER	ART UNIT
30391-14	CLASS SUBCLASS		

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(b) of pending prior international application Number PCT/JP02/02442, filed on 3/14/2002, entitled STORAGE DEVICE, STORAGE DEVICE CONTROLLING METHOD, AND PROGRAM, which designated the United States.

Note: 37 CFR 1.53(d) cannot be used to file a continuation or divisional application of an international application which has not entered the national stage.

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c))	11	- 20 =	0	x \$ ---- =	\$ 0.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))	3	- 3 =	0	x \$ ---- =	0.00
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				x \$ ---- =	0.00
				BASIC FEE (37 CFR 1.16(a))	\$750.00
				Total of above Calculations =	\$750.00
				Total =	\$750.00

- Enclosed are the specification, claims and drawing(s).
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☒ The Director is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment of Deposit Account No. 50-2298. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$ 750.00 is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ Application Data Sheet is enclosed. See 37 CFR 1.76.
- ☐ If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:  
☒ Continuation ☐ Divisional of prior PCT application No.: PCT/JP02/02442, filed 3/14/2002 [Page 1 of 2]

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**REQUEST FOR FILING A CONTINUATION OR DIVISION OF AN INTERNATIONAL APPLICATION**

8. ☒ A declaration under CFR 1.63 is enclosed.

9. ☒ Priority of foreign application number 2001-076945, filed on 03/16/2001  
in JAPAN is claimed under 35 U.S.C. 119(a)-(d).

☐ The certified copy is enclosed.

10. ☐ A preliminary amendment is enclosed.

11. ☒ Also enclosed:

Published International Application filed in English, Information Disclosure Statement with PTO-1449, Assignment with  
with Recordation cover sheet (including separate fee of \$40.00)

Address all future correspondence to: (May only be completed by applicant, or attorney or agent or record).

Mitchell P. Brook, LUCE, FORWARD, HAMILTON & SCRIPPS LLP

11988 El Camino Real, Suite 200, San Diego, California 92130

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

9/15/2003  
Date

  
Signature

858-720-6300  
Telephone Number

Mitchell P. Brook  
Typed or printed name

32,967  
Registration Number, if applicable

☐ Inventor(s)/Applicant(s)

☐ Assignee of the entire interest. See 37 CFR 3.71. Statement  
under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☒ Attorney or agent of record

☐ Filed under 37 CFR 1.34(a)  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Group Art Unit:	To be assigned
Takeo Yoshii	)		
Serial No.:	)	Examiner:	To be assigned
To be assigned	)		
Filed:	)		
September 15, 2003	)		
For:	)		
STORAGE DEVICE, STORAGE	)		
DEVICE CONTROLLING METHOD,	)		
AND PROGRAM	)		

San Diego, California

MAIL STOP PATENT APPLICATION  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

CERTIFICATE OF EXPRESS MAILING

Dear Sir:

"Express Mail" mailing label No. EV 292297150 US

Date of Deposit: September 15, 2003

I hereby certify that an International Continuation Patent Application Transmittal, Check No. 145159 in the amount of \$750.00, Patent Application including the Specification, Claims and Abstract (26 pages), Formal Drawings (FIGS. 1-4 on 4 pages), PTO-1390, Declaration and Power of Attorney for Patent Application, Information Disclosure Statement, Form PTO/SB/08 listing 5 cited documents (in duplicate), International Publication WO 02/075745 A1, Assignment with Form PTO 1595 including separate fee Check No. 145158 in the amount of \$40.00, and Return Postcard are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

9/15/03  
 Date

Sara R. Hart  
 Sara R. Hart